

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

In re: NEW CENTURY TRS HOLDINGS	)	
INC., <i>et al.</i>	)	
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Positive Software Solutions Inc.	)	
	)	Civil Action No. 07-559
Appellant,	)	
	)	
v.	)	
	)	
New Century TRS Holdings Inc., <i>et al.</i> ,	)	Bankruptcy Case No. 07-10416
	)	
Appellees.	)	AP 07-87
	)	

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**MEDIATOR'S FINAL REPORT**

The undersigned mediator, David B. Stratton, hereby reports on the progress of the mediation as follows:

1. The parties came together on two separate days, January 7 and January 8, 2008, in a good faith attempt to resolve this matter.
2. The parties are unable to settle this matter through arbitration.

Dated: February 1, 2008

MEDIATOR



David B. Stratton (Del Bar ID 960)  
Pepper Hamilton LLP  
Hercules Plaza, Suite 5100  
1313 Market Street  
P.O. Box 1709  
Wilmington, DE 19899-1709  
Telephone: (302) 777-6500

**CERTIFICATE OF SERVICE**

I, David B. Stratton, hereby certify that on February 1, 2008 a true and correct copy of the foregoing **Mediator's Final Report** was served via First Class Mail, postage prepaid, upon the following parties:

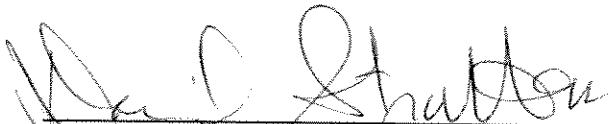
Daniel K. Astin, Esq.  
Fox Rothschild LLP  
Citizens Bank Center, Suite 1300  
919 N. Market Street, P.O. Box 2323  
Wilmington, DE 19899-2323

Russell C. Silberglied, Esq.  
Richards Layton & Finger P.A.  
One Rodney Square  
P.O. Box 551  
Wilmington, DE 19899

Mark S. Indelicato, Esq.  
Hahn & Hessen LLP  
488 Madison Avenue  
15<sup>th</sup> Floor  
New York, NY 10022

Mark H. Ralston, Esq.  
Ralston Law Firm  
2603 Oak Lawn Avenue  
Suite 230, LB 2  
Dallas, TX 75219-9109

Bonnie Glantz Fatell, Esq.  
Blank Rome LLP  
Chase Manhattan Centre  
1201 Market Street  
Suite 800  
Wilmington, DE 19801



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David B. Stratton